United States District Court

SOUTHERN DISTRICT OF **TEXAS**

McALLEN DIVISION

UNITED STATES OF AMERICA
V.

Martin Lira Jr. *PRINCIPAL*
YOB: 1998
United States Citizen

(Name and Address of Defendant)

United States District Court
Southern District of Texas
FILED
NOV 23 2016
Clerk of Court

CRIMINAL COMPLAINT

Case Number:

M-16-2182-M

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about **November 22, 2016** in **Hidalgo** County, in the Southern District of Texas defendants(s) did,
(*Track Statutory Language of Offense*)

knowing or in reckless disregard of the fact that Maria Matias-Miranda and Antonio Vicente-Raymundo, citizens and nationals of Guatemala, along with four (4) other undocumented aliens, for a total of six (6), who had entered the United States in violation of law, did knowingly transport, or move or attempts to transport said aliens in furtherance of such violation of law within the United States, that is, from a location near Mission, Texas to the point of arrest near Mission, Texas,

in violation of Title 8 United States Code, Section(s) **1324(a)(1)(A)(ii) FELONY**
I further state that I am a(n) **U.S. Senior Border Patrol Agent** and that this complaint is based on the following facts:

On November 22, 2016, Border Patrol Agent Fennell responded to a traffic stop conducted by Palmview Police Officer Cuba, near Mission, Texas. Upon arrival, Officer Cuba advised Agent Fennell he conducted a traffic stop on the Ford Expedition for making a Wide Left Turn and for Failure to Signal within 100 feet. Agent Fennell identified the driver as Martin LIRA Jr., a United States Citizen. Agent Fennell interviewed the six passengers of the Ford Expedition and determined them all to be illegally present in the United States.

All seven people were placed under arrest and transported to the McAllen Border Patrol Station for processing.

Principal Statement:

Martin LIRA Jr. was advised of his Miranda Rights, stated he understood his rights and agreed to answer questions without the presence of an attorney.

SEE ATTACHED

Continued on the attached sheet and made a part of this complaint: [X] Yes [ ] No

Approved by [signature]

[signature]
Signature of Complainant

Jon M. Chan **Senior Patrol Agent**
Printed Name of Complainant

Sworn to before me and subscribed in my presence,

November 23, 2016 3:47 pm at **McAllen, Texas**
Date City and State

Peter E. Ormsby , **U. S. Magistrate Judge**
Name and Title of Judicial Officer

[signature]
Signature of Judicial Officer

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
McALLEN, TEXAS

ATTACHMENT TO CRIMINAL COMPLAINT:

M-16- 2182 M

RE: Martin Lira Jr.

CONTINUATION:

Martin LIRA Jr claimed he was hired to transport illegal aliens by a friend who lives in Mexico. LIRA stated he was going to be paid 100.00 USD per illegal alien he transported. LIRA claimed a female called him and gave him directions to a house. Once LIRA arrived to the house, the same female exited the house and instructed the illegal aliens to board LIRA's vehicle. LIRA departed the house and again received a phone call from the female who instructed him to transport the illegal aliens to Brownsville, Texas. LIRA stated he was then pulled over by a Police officer near Expressway 83.

Material Witness Statements:

Maria MATIAS-Miranda and Antonio VICENTE-Raymundo, citizens and nationals of Guatemala, were advised of their Miranda Rights, stated they understood their rights and agreed to answer questions without the presence of an attorney.

Maria MATIAS-Miranda claimed she made her smuggling arrangements with an unknown smuggler and paid 8,000.00 USD to be smuggled into the United States. After illegally entering the United States with a group of people, MATIAS claimed a vehicle pulled up to them and asked if they needed help. MATIAS acknowledged that they did and the driver of the vehicle told them to get in. MATIAS stated she sat in the middle seat behind the driver. MATIAS further stated that after being transported for approximately five minutes, the vehicle was stopped by law enforcement.

MATIAS identified Martin LIRA Jr. through a photo lineup as the driver of the vehicle she was being transported in.

Antonio VICENTE-Raymundo claimed he made his smuggling arrangements with an unknown smuggler in Guatemala and paid 8,000.00 USD to be smuggled into the United States. After illegally entering the United States with a group of people, VICENTE stated they were guided to a house. At the house, the female in charge of the house instructed him and six others to board a maroon truck. VICENTE stated he sat in the front passenger seat, next to the driver. After departing the house the vehicle was stopped by law enforcement.

VICENTE identified Martin LIRA Jr. through a photo lineup as the driver of the vehicle he was being transported in.